

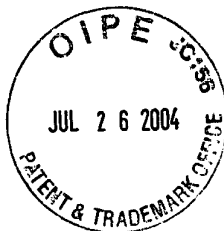


## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/777,781	02/13/2004	Jose Luis Rey	L7725.04102

24257  
 STEVENS DAVIS MILLER & MOSHER, LLP  
 1615 L STREET, NW  
 SUITE 850  
 WASHINGTON, DC 20036



CONFIRMATION NO. 4560

## FORMALITIES LETTER



\*OC000000012576043\*

Date Mailed: 05/10/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$488** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$1388** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.

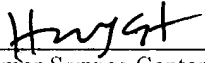
07/27/2004 ZJUHR1 00000056 10777781  
 01 FC:1001 770.00 OP  
 02 FC:1202 198.00 OP  
 03 FC:1203 290.00 OP  
 04 FC:1051 130.00 OP

- Total additional claim fee(s) for this application is **\$488**
  - **\$198** for **11** total claims over 20.
  - **\$290** for multiple dependent claim surcharge.

Replies should be mailed to:    Mail Stop Missing Parts  
   Commissioner for Patents  
   P.O. Box 1450  
   Alexandria VA 22313-1450

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*A copy of this notice MUST be returned with the reply.*

  
\_\_\_\_\_  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533)(Large Entity)**

Docket No.  
L7725.04102

In Re Application Of: Jose Luis REY, et al.

JUL 26 2004

Serial No.  
10/777,781

Filing Date  
February 13, 2004

Examiner  
Unassigned

Group Art Unit  
2143

Invention: SERVER-BASED RATE CONTROL IN A MULTIMEDIA STREAMING ENVIRONMENT

Mail Stop Missing Parts

TO THE COMMISSIONER FOR PATENTS:

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on  
May 10, 2004  
Date

Enclosed herewith for filing are the following:

- ☒ A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- ☒ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- ☐ A properly signed oath or declaration in compliance with 37 CFR 1.63.
- ☐ An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- ☐ A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ☒ Other (list):

Assignment with PTO-1595  
Claim for Priority

07/27/2004 ZJU HAR1 00000056 10777781

05 FC:1251

110.00 OP

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533)(Large Entity)**

Docket No.  
L7725.04102

In Re Application Of: Jose Luis REY, et al.

Serial No.  
10/777,781

Filing Date  
February 13, 2004

Examiner  
Unassigned

Group Art Unit  
2143

Invention: **SERVER-BASED RATE CONTROL IN A MULTIMEDIA STREAMING ENVIRONMENT**

TO THE COMMISSIONER FOR PATENTS:

Mail Stop Missing Parts

☒ Completion of application fees as calculated below:

☒ Utility application filing fee \$770.00

☐ Design application filing fee \_\_\_\_\_

☐ Total number of independent claims = \_\_\_\_\_ \_\_\_\_\_

☒ Total number of claims = 31 \$198.00

☒ Multiple dependent claims \$290.00

☒ Surcharge for late payment of filing fee and/or late filing of original declaration or oath \$130.00

☐ Petition and fee for filing by other than all the inventors or a person not the inventor \_\_\_\_\_

☐ Fee for processing an application filed with a non-English language specification \_\_\_\_\_

☐ Fee for processing and retention of application \_\_\_\_\_

Total completion of application fees \$1,388.00

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

☒ One month    ☐ Two months    ☐ Three months    ☐ Four months    ☐ Five months

from: July 10, 2004 until: August 10, 2004  
Date Date

Total time extension fees \$110.00

Total fees due \$1,498.00

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533) (Large Entity)**

Docket No.  
**L7725.04102**

In Re Application Of: **Jose Luis REY, et al.**

Serial No.  
**10/777,781**

Filing Date  
**February 13, 2004**

Examiner  
**Unassigned**

Group Art Unit  
**2143**

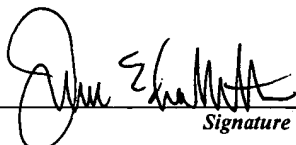
Invention: **SERVER-BASED RATE CONTROL IN A MULTIMEDIA STREAMING ENVIRONMENT**

**TO THE COMMISSIONER FOR PATENTS:**

**Mail Stop Missing Parts**

The fee of **\$1,498.00** is to be paid as follows:

- ☒ A check in the amount of the fee is enclosed.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. **19-4375**
- ☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. **19-4375**

  
*Signature*

Dated: **July 26, 2004**

**James E. Ledbetter, Reg. No. 28,732  
STEVENS, DAVIS, MILLER & MOSHER, LLP  
1615 L. Street, NW, Suite 850  
Washington, DC 20036  
TEL: 202.785.0100  
FAX: 202.408.5200**

I certify that this document and fee is being deposited on \_\_\_\_\_ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*Signature of Person Mailing Correspondence*

*Typed or Printed Name of Person Mailing Correspondence*

CC: